



**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of  
HELM, BRIGIT

Docket No: Q68937

Appln. No.: 09/133,766

Group Art Unit: 1644

Confirmation No.: 6988

Examiner: Ronald B. Schwadron

Filed: August 12, 1998

For: ALLERGEN/INFLAMMATORY TESTING AND DIAGNOSIS

**REQUEST FOR REFUND**

**MAIL STOP 16**

Director of the U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

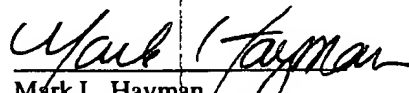
This application qualifies for payment of small entity fees, as asserted, for example, in the CPA transmittal form filed June 7, 2002. However, during the prosecution of the application some large entity fees were inadvertently paid. Large entity fees were inadvertently paid for the following submissions, for which a refund is requested:

- Notice of Appeal filed November 10, 2003, check no. 234707 for \$330.00 (refund requested \$165.00);
- Petition for an Extension of Time filed November 10, 2003, check no. 234706 for \$950 (refund requested \$475.00);
- RCE filed January 9, 2004, check no. 238413 for \$770.00 (refund requested \$385.00).

Applicant hereby respectfully requests a refund totaling \$1,025.00. This refund is to be credited to Deposit Account No. 19-4880.

A copy of each stamped filing receipt and cancelled check is enclosed showing the fully paid large entity fee. A duplicate copy of this paper is attached.

Respectfully submitted,

  
Mark L. Hayman  
Registration No. 61,793

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: December 22, 2004

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34

**FILING RECEIPT**  
**PLEASE DATE STAMP AND RETURN TO US - BOX 235X**

In re application of

HELM, BRIGIT

Appln. No.: 09/133,766

Group Art Unit: 1644

Confirmation No.: 6988

Examiner: Ronald B. Schwadron

Filed: August 12, 1998

For: ALLERGEN/INFLAMMATORY TESTING AND DIAGNOSIS

PAPER(S) FILED ENTITLED:

1. Request for Continued Examination (Check No. 238413 in the amount of \$770.00).



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Facsimile: (202) 293-7860

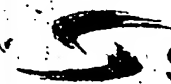
DOCKET NO.: Q68937  
ATTORNEY/SEC: SJM/MLH/nan  
Date Filed: January 9, 2004

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**23373**

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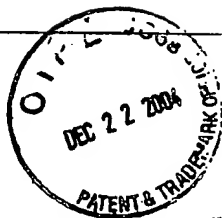
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**Sughrue**

SUGHRUE MION, PLLC

2100 PENNSYLVANIA AVENUE, N.W.  
WASHINGTON, D.C. 20037-3213



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01/09/04

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**\*\*SEVEN HUNDRED SEVENTY AND 00/100 DOLLARS\*\***

PAY TO THE ORDER OF

COMMISSIONER OF PATENTS  
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AMOUNT
<b>**\$770.00*</b>

*Cynthia C. Walker*

⑈ 238413 ⑆ ⑆ 055002707⑆ 206548885 ⑆

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PATENT AND TRADEMARK OFFICE  
13-10-0001  
01-12-2004  
FOR CREDIT TO THE  
U.S. TREASURY

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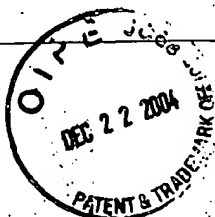
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**Sughrue**

SUGHRUE MION, PLLC

2100 PENNSYLVANIA AVENUE, N.W.  
WASHINGTON, D.C. 20037-3213



DATE
11/10/03

65-270  
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**234707**  
**SUNTRUST**  
SunTrust Bank

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PAY TO THE ORDER OF

COMMISSIONER OF PATENTS  
AND TRADEMARKS

AMOUNT
**\$330.00**

208937

*Cyndie C. Walker*

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11-13-2003  
FOR CREDIT TO THE  
U.S. TREASURY

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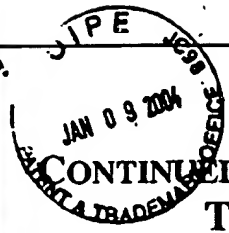


image RCE #

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

MAIL STOP RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an utility or  
plant application filed on or after June 8, 1995

Application Number	09/133,766
Confirmation Number	6988
Filing Date	August 12, 1998
First Named Inventor	HELM, BRIGIT
Group Art Unit	1644
Examiner Name	Ronald B. Schwadron
Matter Number	Q68937
Title	ALLERGEN/INFLAMMATORY TESTING AND DIAGNOSIS

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**1. SUBMISSION REQUIRED UNDER 37 C.F.R. § 1.114**

- a. ☒ Previously submitted
- i. ☒ Please enter and consider the Amendment under 37 C.F.R. § 1.116  
previously filed on November 10, 2003
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☒ Other Declaration Under 37 C.F.R. § 1.32 previously filed on November 10, 2003
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statements (IDS)
- iv. ☐ Petition for Extension of Time
- v. ☐ Other \_\_\_\_\_

**2. MISCELLANEOUS**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a  
period of \_\_\_\_\_ Months
- b. ☐ Other \_\_\_\_\_

**3. FEES**

Check for the RCE statutory fee of \$770.00 is attached. The USPTO is directed and authorized to charge all  
required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any  
overpayments to said Deposit Account. A duplicate copy of this transmittal letter is attached.

**CORRESPONDENCE ADDRESS**

Direct all correspondence to the address for SUGHRUE MION, PLLC filed under the Customer Number listed below:

01/12/2004 JBALINAN 00000091 09133766  
01 FC:1801 770.00 OP

WASHINGTON OFFICE  
**23373**  
CUSTOMER NUMBER

**SIGNATURE OF ATTORNEY**

Name Mark L. Hayman Registration No. 51,793

Signature  Date January 9, 2004

Adjustment date: 01/31/2005 SDIRETAL  
01/12/2004 JBALINAN 00000091 09133766  
01 FC:1801 -770.00 OP

Rep'n. Ref: 01/31/2005 SDIRETAL 00000091 09133766  
DAH: 19480 Name/Number: 09133766 \$385.00 CR  
FC: 9204

01/31/2005 SDIRETAL 00000005 09133766 385.00 OP  
01 FC:2801



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In re application of

Docket No: Q68937

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Appln. No.: 09/133,766

Group Art Unit: 1644

Confirmation No.: 6988

Examiner: Ronald B. Schwadron

Filed: August 12, 1998

For: ALLERGEN/INFLAMMATORY TESTING AND DIAGNOSIS

**PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.136, Applicant hereby petitions for an extension of time of three months, extending the time for responding to the Office Action of May 9, 2003, to November 9, 2003.

A check for the statutory fee of \$950.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

11/13/2003 AMONDAF1 00000002 09133766

01 FC:1253 950.00 OP  
Adjustment date: 01/31/2005 SDIRETA1  
11/13/2003 AMONDAF1 00000002 09133766  
01 FC:1253 -950.00 OP


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Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: November 10, 2003

  
Mark L. Hayman  
Registration No. 51,793

01/31/2005 SDIRETA1 00000004 09133766

01 FC:2253 475.00 OP

Rep'n. Ref: 01/31/2005 SDIRETA1 0000394800  
DAH: 194880 Name/Number: 09133766  
FC: 9204 \$330.00 CR



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**NOTICE OF APPEAL**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final Office Action dated May 9, 2003.

A check for the statutory fee of \$330.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
Mark L. Hayman  
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Date: November 10, 2003

11/13/2003 AMONDAF1 00000003 09133766

1 FC:1401

330.00 OP

01/31/2005 SDIRETA1 00000004 09133766

165.00 OP

02 FC:2401

Repln. Ref: 01/31/2005 SDIRETA1 0008391700  
DAH:194880 Name/Number:09133766  
FC: 9204 \$310.00 CR